

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
PORTLAND DIVISION

NORTHWEST ENVIRONMENTAL
ADVOCATES, a non-profit organization,

Case No. 3:21-cv-01591-AB

Plaintiff,

v.

**UNOPPOSED MOTION TO AMEND
EXPERT DISCOVERY SCHEDULE**

UNITED STATES NATIONAL MARINE
FISHERIES SERVICE, a United States
Government Agency, JENNIFER QUAN, in
her official capacity as NMFS Regional
Administrator for the West Coast Region,
THE UNITED STATES
ENVIRONMENTAL PROTECTION
AGENCY, a United States Government
Agency, and LEE ZELDIN, in his official
capacity as EPA Administrator,

Defendants.

Motion

Plaintiff Northwest Environmental Advocates (“NWEA”) respectfully requests that the Court amend the schedule for expert discovery established in the Court’s May 21, 2025, Order granting the Parties’ Joint Motion to Set Case Schedule (ECF No. 79). In accordance with Local Rule 7-1, NWEA certifies that it has conferred prior to filing this motion. Defendants United States National Marine Fisheries Service (“NMFS”), Jennifer Quan, in her official capacity as NMFS Regional Administrator for the West Coast Region, United States Environmental Protection Agency (“EPA”), and Lee Zeldin do not oppose this motion and have consented to the proposed revised discovery schedule herein.

Memorandum in Support of Motion

On April 30, 2025, this Court issued an order resolving the remaining disputes about expert discovery and directing the Parties to propose a joint schedule to govern further proceedings. *See* ECF No. 76. On May 14, 2025, the Parties filed their Joint Motion to Set Case Schedule (ECF No. 78), which this Court granted on May 21, 2025 (ECF No. 79). The current case schedule includes deadlines for expert discovery between June 30, 2025 (deadline for expert reports) and November 26, 2025 (close of expert discovery).

NWEA now requests that the Court extend the expert discovery deadlines by approximately one month each. NWEA plans to submit two expert reports, and while both experts are currently working on their reports, they have informed NWEA that they require more time due to their other work obligations. In addition, lead counsel for NWEA—Allison LaPlante—recently underwent a second surgery for a hand injury and is unfortunately now preoccupied with a death in her family.

To accommodate these complicating factors, NWEA requests that this Court extend the expert discovery deadlines by approximately one month each, which can be accomplished without impacting the summary judgment schedule. The table below lists the current case event deadlines established by this Court's prior orders (in black), together with NWEA's requested changes (in red).

ITEM	CURRENT DEADLINE	NEW DEADLINE
<i>Deadlines established by April 30, 2025, Order (ECF 76)</i>		
Expert disclosures and reports	June 30, 2025	July 30, 2025
Expert rebuttal reports	August 29, 2025	September 29, 2025
Close of expert depositions, if any	October 28, 2025	November 25, 2025
Close of expert discovery	November 26, 2025	December 19, 2025
<i>Deadlines established by May 21, 2025, Order (ECF 79)</i>		
Supplementation of expert reports, if any	November 26, 2025	December 19, 2025
NWEA's motion for summary judgment; NWEA's renewed motion to supplement NMFS's administrative record	January 30, 2026	No change
Defendants' cross motion for summary judgment and response to NWEA's motion for summary judgment (combined brief); Defendants' response to NWEA's renewed motion to supplement; Defendants' motions to strike, if any	March 13, 2026	No change
NWEA's reply in support of its motion for summary judgment and response to Defendants' cross motion for summary judgment (combined brief); NWEA's reply in support of its motion to supplement NMFS's administrative record; NWEA's responses to Defendants' motions to strike, if any; NWEA's motions to strike, if any	April 24, 2026	No change
Defendants' reply in support of their motion for summary judgment; Defendants' replies in support of their motions to strike, if any; Defendants'	June 5, 2026	No change

responses to NWEA's motions to strike, if any		
NWEA's replies in support of its motions to strike, if any	June 22, 2026	No change

Conclusion

For the foregoing reasons, NWEA respectfully requests that the Court establish the amended expert discovery schedule proposed above.

Dated this 13th day of June, 2025.

Respectfully submitted,

s/ Bryan Telegin

BRYAN TELEGIN (OSB No. 105253)

Telegin Law PLLC

216 6th Street

Bremerton, WA 98337

Tel: (206) 453-2884

Email: bryan@teleginlaw.com

ALLISON LAPLANTE (OSB No. 023614)

Center for Biological Diversity

P.O. Box 11374

Portland, OR 97211-0374

Tel: (503) 980-3408

Email: alaplante@biologicaldiversity.org

Attorneys for Plaintiff Northwest

Environmental Advocates